IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE SIDE
Criminal Application no. 492 of 2007

Suresh Cudhnath Yadav ...Applicant
vs.
The State of Maharashtra & anr. ...Respondents

Mr. Prashant Gavai holding for Mr. Ganesh Gole for Applicant
Ms. Deshmukh APP for Respondents

Coram:- J.H. BHATIA, J
18th April, 2007.

P.C.

Heard Mr. Prashant holding for Mr. Ganesh Gole Advocate for the applicant and Ms. Deshmukh learned APP. The applicant by this application seeks condonation of delay of 2 years and 273 days in filing appeal against conviction for the offence punishable under section 20(b)(ii) read with section 29 of the NDPS Act and sentence to undergo R.I. For 10 years and to pay fine of Rs. 1,00,000/-. According to him because of his poverty and illiteracy and for want of legal aid he could not file appeal earlier. In view of these circumstances I find that delay deserves to be condoned.

Application is allowed. Delay is condoned.

(J.H. Bhatia, J)